

**RESPONSE TO WRITTEN COMMENTS RECEIVED ON NOVEMBER 30, 2005
TENTATIVE ORDER NO. R9-2005-0183**

On November 30, 2005, the Regional Board received written comments from Mr. Hans Kernkamp General Manager of Riverside County Waste Management. The comments received from Mr. Kernkamp are labeled below as “**DISCHARGER COMMENT:**” and indicated in normal font. The Regional Board staff responses to those comments are labeled as “**REGIONAL BOARD RESPONSE**” and indicated in *italicized font*.

DISCHARGER COMMENT: The Riverside County Waste Management Department (Department) has received your letter regarding Tentative Order No. R9-2005-0183, and its associated Monitoring and Reporting Program, dated November 14, 2005. The letter was received in our office on November 16, 2005. The letter states that written comments are due to the Regional Board by December 1, 2005. The December 1, 2005 due date does not office the Department a realistic timeframe, especially with the recent Thanksgiving holiday, to adequately review and comment on these important and extensive documents and discuss them with your staff. The Department hereby respectfully requests that the item is pulled and rescheduled for the subsequent Board meeting.

REGIONAL BOARD RESPONSE: *Thank you for your letter we received via fax on November 30, 2005 (see Agenda ITEM 5: Attachment 12). Your letter requests that the Regional Board remove Item No. 5 from the December agenda and reschedule to an unspecified future date. However, your letter did not provide any supporting information documenting your concerns with the tentative Order No. R9-2005-0183.*

The Regional Board has taken the following steps to ensure the required public notification and participation for the agenda item:

Public Notification. *Public notifications of the agenda item for consideration of tentative Order R9-2005-0183 was included in the NOTIFICATIONS section of the Regional Board agenda (published on September 23, 2005) for the meeting held on October 12, 2005. A public notification of the agenda item was published on October 7, 2005 in the Riverside Press Enterprise and the North County Times (see Agenda ITEM 5, Attachment 9). These actions taken together meet the public notification requirements of CCR Title 27, section 21730(b).*

Public Participation. *The Regional Board provided a complete copy of the draft agenda package to your County WMD staff (Ms. Anne Ennesser) via email on November 9, 2005. Transmitting the complete agenda package via email on November 9, 2005 was done to mitigate for the shortened review period, resulting from the Thanksgiving Holiday. A hard copy of the agenda complete agenda package was mailed to the County of Riverside IWMD and LEA (Ms. Laura Wallace). Further, the Regional Board also*

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posted an electronic copy of the complete agenda package on November 9, 2005 and on the following day the staff notified the County of Riverside IWMD (Ms. Anne Ennesser), LEA (Ms. Laura Wallace), and other interested parties via email that the agenda package was available on-line at:

<http://www.swrcb.ca.gov/rwqcb9/programs/units/ldu/ldu.html>. All of these make up the manner in which the Regional Board complied with the public participation requirements of CCR Title 27, section 21730.

After due consideration of your request by our Regional Board management, and our State Water Board attorney, it has been decided that the scheduled item (ITEM 5: Waste Discharge Requirements: County of Riverside, Anza Landfill, Anza (tentative Order No. R9-2005-0183) would remain on the Regional Board agenda for the meeting of December 14, 2005. The Regional Board staff transmitted this decision to you and your staff via email (on December 2, 2005) and via fax (December 5, 2005). Our email/fax further indicated the following information about making your specific concerns and comments known to the Regional Board:

“....At that meeting the Regional Board may decide to postpone or reschedule consideration of the item based upon their consideration of the tentative Order and/or public comments received on this item. You have the option of attending the December meeting to provide the Regional Board with your comments and concerns. If you would like your written comments to be provided to the Regional Board prior to that meeting, please provide them to our office/staff no later than the close of business on December 7, 2005 (Wednesday). Otherwise, you may submit your written comments and deliver your verbal comments to the Regional Board members during the public meeting on December 14th.

The public meeting is scheduled to begin at 9:00 a.m. on Wednesday December 14, 2005 at the following location:

*California Regional Water Quality Control Board
Regional Board Meeting Room
9174 Sky Park Court, Suite 100
San Diego, CA 92123”*